

HOUSE BILL NO. 381

INTRODUCED BY FUCHS, ANDERSEN, BALLYEAT, BARRETT, BOOKOUT-REINICKE, R. BROWN,
 E. CLARK, FACEY, FISHER, FORRESTER, GALLUS, GILLAN, GOLIE, HAINES, HEDGES, JACKSON,
 LAKE, LAMBERT, LANGE, LAWSON, LEHMAN, MAEDJE, MATTHEWS, MENDENHALL, MOOD,
 MORGAN, A. OLSON, PATTISON, PETERSON, RICE, RIPLEY, ROBERTS, ROSS, B. RYAN, SALES,
 SCHRUMPF, SHOCKLEY, SINRUD, B. THOMAS, WAGMAN, WITT, YOUNKIN

A BILL FOR AN ACT ENTITLED: "AN ACT SUBMITTING TO THE QUALIFIED ELECTORS OF MONTANA AN
 AMENDMENT TO ARTICLE VIII, SECTION 16, OF THE MONTANA CONSTITUTION TO REQUIRE A
 STATEWIDE VOTE TO REESTABLISH THE STATE INCOME TAX OR STATEWIDE PROPERTY TAX IF
 EITHER TAX IS ELIMINATED WITH THE ENACTMENT OF BY A GENERAL STATEWIDE SALES OR USE
 TAX."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Article VIII, section 16, of The Constitution of the State of Montana is amended to read:

"Section 16. Limitation on sales tax or use tax -- rates -- vote to reestablish eliminated tax. (1)

The rate of a general statewide sales tax or use tax may not exceed 4%.

(2) If a general statewide sales tax or use tax is enacted and either the STATE income tax or the
 STATEWIDE property tax is eliminated with the enactment, then the eliminated tax may not be reestablished
 without an affirmative vote on the question of its reestablishment at a statewide general election."

NEW SECTION. **Section 2. Submission to electorate.** This amendment shall be submitted to the
 qualified electors of Montana at the general election to be held in November 2004 by printing on the ballot the
 full title of this act and the following:

[] FOR requiring a statewide vote to reestablish the STATE income tax or STATEWIDE property tax
 if either tax is eliminated with the enactment of BY a GENERAL sales tax.

[] AGAINST requiring a statewide vote to reestablish the STATE income tax or STATEWIDE property
 tax if either tax is eliminated with the enactment of BY a GENERAL sales tax.

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